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June 17, 2021

Hon. Katherine Polk Failla

U.S. Courthouse

40 Foley Square

New York, NY 10007

Re: *U.S. v. Nelson, et al*, 18 cr 454 (KPF) {Allen Walker}

Dear Judge Failla:

I am counsel for Allen Walker, a defendant in the above referenced matter.

Please accept this letter in lieu of a formal motion for modification of Mr. Walker's bond.

During Mr. Walker's sentencing, the reporting to his designated facility was deferred for six months. As such, the conditions of his pre-trial bond, which include home incarceration (at a residence in Georgia), remain in place. I acknowledge this deferral was permitted in deference to Mr. Walker's medical conditions coupled with the fact that prisons still may present a high risk for contraction of Covid-19.

While awaiting to surrender, Mr. Walker seeks to obtain a job. Among other reasons, he seeks to use this interim time productively by earning money which will provide financial support for his children. Mr. Walker (who has declined to be vaccinated) is cognizant of his medical conditions and the risk of potentially serious illness posed by Covid-19. In order to minimize this risk, Mr. Walker has been searching for jobs where he can wear a mask, have limited interaction with the public at large and which allow for social distancing with co-workers. In light of the declining number of reported Covid-19 cases, Mr. Walker feels safe working under these conditions. Cognizant of these criteria, his job search has targeted warehouse stocking jobs. For the Court's reference, noted below are application links for prospective warehouse jobs -- with TJX, Pepsico and U.S. Foods -- within twenty miles of Mr. Walker's residence:

[https://jobs.tjx.com/Marshalls/job/Decatur-Shippers-and-Receivers-General-Warehouse-GA-30030/745621200/?feedId=289100&utm\\_source=Indeed&utm\\_campaign=TJX\\_Indeed&utm\\_source=Indeed&mediaGuid=fe2de7ad-3df7-4213-8e9c-80df3a1f353e&bidCode=48cd8aec-4384-4c30-951e-28121b6e74f8&sponsored=ppc](https://jobs.tjx.com/Marshalls/job/Decatur-Shippers-and-Receivers-General-Warehouse-GA-30030/745621200/?feedId=289100&utm_source=Indeed&utm_campaign=TJX_Indeed&utm_source=Indeed&mediaGuid=fe2de7ad-3df7-4213-8e9c-80df3a1f353e&bidCode=48cd8aec-4384-4c30-951e-28121b6e74f8&sponsored=ppc)

<https://www.pepsicojobs.com/main/jobs/5000716948706?codes=1-INDEED>

[https://usfoods.wd1.myworkdayjobs.com/en-US/usfoodscareersExternal/job/Georgia-GA/Night-Warehouse-Order-Selector---Norcross--GA\\_R220623](https://usfoods.wd1.myworkdayjobs.com/en-US/usfoodscareersExternal/job/Georgia-GA/Night-Warehouse-Order-Selector---Norcross--GA_R220623)

Prior to submission of this application, I conferred with the Government. They do not consent to this request. Nonetheless, I respectfully request Mr. Walker's bond be modified to allow him to seek and maintain employment as set forth herein. As noted during the sentencing proceeding, and in submissions to the Court, Mr. Walker has been compliant with the conditions of his release for more than one year.

In the event the Court seeks additional information, or a conference, please do not hesitate to contact me.

Respectfully submitted,

/s/

Jeffrey G. Pittell

cc: Frank Balsamello, AUSA  
Keyana Pompey, USPSO  
Allen Walker

Given the procedural posture of this case, Defendant has not carried his burden of establishing by clear and convincing evidence that a modification of bail conditions is warranted. See 18 U.S.C. 3143(a). Furthermore, the Court notes Defendant was originally released on bail principally over concerns about his health; the COVID-19 pandemic is still a serious threat and remains especially dangerous to Defendant. Therefore, Defendant's application is DENIED.

Dated: June 18, 2021  
New York, New York

SO ORDERED.

A handwritten signature in blue ink, reading "Katherine Polk Failla".

HON. KATHERINE POLK FAILLA  
UNITED STATES DISTRICT JUDGE